

# INTERIM REVISION MEMO

**TO:** All Staff  
**FROM:** Andrew Pallito, Commissioner  
**RE:** Change to Interim Procedure *Youthful Offender Status* (06/05/2009)  
**DATE:** June 6, 2011  
**Cc:** Keith Tallon, Lisa Menard, Dale Crook, John Murphy

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The following *Interim Revision Memo* regarding Interim Procedure *Youthful Offender Status* is effective immediately, changes having been made to the 2009 Procedure. *NOTE:* The names of the courts that have jurisdiction over these matters have been changed. Therefore, throughout this Procedure, “Family Court” refers to the Family Division of the Vermont Superior Court, and “Criminal Court” refers to the Criminal Division of the Vermont Superior Court.

## **Old Language** dated 06/05/09

Section 5. b., p. 3: The DOC **will not** create an electronic case for a youthful offender unless the case has been transferred to DOC supervision, either through a revocation of juvenile probation or transfer of supervision from DCF to DOC.

Section 8. e., p. 4: If Juvenile Court finds that it is in the best interests of the *youthful offender* and consistent with public safety to extend the court’s jurisdiction beyond the youth’s 18<sup>th</sup> birthday, it will make an order continuing Juvenile Court’s jurisdiction up to the age of 22, per 33 V.S.A. § 5104(b). The order will specify whether the youth will be supervised by DCF or DOC.

## **New Language** – in effect 05/23/11

Section 5. b.: The DOC **will not** create an electronic case for a youthful offender unless youthful offender status has been revoked and supervision is assumed by DOC through a conviction in the Criminal Court.

Section 8. e.: If the Family Court finds that it is in the best interests of the *youthful offender* and consistent with public safety to extend the court’s jurisdiction beyond the youth’s 18<sup>th</sup> birthday, it may make an order continuing the court’s jurisdiction. This could be any time frame up to the age of 22, (33 V.S.A. §§ 5104(b) and 5286(d).) The order will specify whether the youth will be supervised by DCF or DOC.

The original Interim Procedure dated June 5, 2009 has been replaced by a revised Interim Procedure dated June 6, 2011.